

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.
2. Authorization for this examiner's amendment was given in a telephone interview with Mr. Brion Heaney on September 18, 2008.
3. The application has been amended as follows:

At page 1, after the title, the continuing data has been updated as follows:

This application is a 371 of PCT/EP03/08474 filed July 31, 2003.

REASONS FOR ALLOWANCE

The following is an examiner's statement of reasons for allowance:

4. Applicants preserve the right to file divisional applications drawn to the non-elected subject matter.
5. Based upon the Amendment filed June 19, 2008, the improper Markush objection and the rejections based upon 35 U.S.C. 112, 2nd and 35 U.S.C. 102 (b) in view of Aquino et al and LI et al. are withdrawn.
6. Claims 3-5, 10, 11, 28, and 31-50 are allowed.
7. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Art Unit: 1625

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Zinna N. Davis whose telephone number is 571-272-0682.

9. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/Zinna Northington Davis/
Zinna Northington Davis
Primary Examiner
Group 1600-AU 1625

Znd
09.18.2008